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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

-against-

UP TO \$6,100,000 ON DEPOSIT IN
ACCOUNT NO. ■■■5876 AT BANK JULIUS
BAER CO. LTD (GUERNSEY BRANCH);
AND

UP TO \$3,651,339 ON DEPOSIT IN
ACCOUNT NO. ■■■5568 AT BANK JULIUS
BAER CO. LTD (GUERNSEY BRANCH),

Defendants in Rem.

AJAZ RAHIM,

Claimant.

NOTICE OF MOTION

07 Civ. 04430 (RJS)

STATE OF NEW YORK)
COUNTY OF NEW YORK : ss.:
SOUTHERN DISTRICT OF NEW YORK)

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law,
Statement Pursuant to Local Civil Rule 56.1 and the Declaration of Joshua Klein, plaintiff
United States of America by and through its attorney, Michael J. Garcia, United States Attorney
for the Southern District of New York, hereby moves before the Honorable Richard J. Sullivan,
United States District Judge, for an Order:

- (a) pursuant to Rule 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure dismissing the claim of Ajaz Rahim; and
- (b) granting such other and further relief as the Court may deem just and proper.

Dated: New York, New York
September 2, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Plaintiff
United States of America

By: /s/
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